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**North Oaks**
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FACSIMILE TRANSMITTAL SHEET

TO:	USPTO	FROM:	Shawn B. Dempster
COMPANY:		DATE:	January 5, 2006
FAX NUMBER:	571-273-8300	TOTAL NO. OF PAGES INCLUDING COVER:	61
PHONE NUMBER:		SENDER'S REFERENCE NUMBER:	D33-029-03-US
		YOUR REFERENCE NUMBERS:	09/492,844

Re: Supplemental Response

Attached please find a copy of the Supplemental Response to the Office Action dated June 29, 2005 along with accompanying transmittal letters.

If you have any questions, do not hesitate to contact me.

Regards,

Shawn B. Dempster
Reg. No. 34,321
612-850-1688

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PTO/SB/21 (08-04)

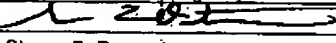
Approved for use through 07/31/2006. OMB 0651-0031

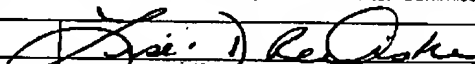
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/492,844	
	Filing Date	January 27, 2000	
	First Named Inventor	Joel Ronning	
	Art Unit	3625	
	Examiner Name	Garg, Yogesh C.	
Total Number of Pages in This Submission	61	Attorney Docket Number	D33-029-03-US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> <u>Supplemental</u> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance communication to (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Fax Cover Sheet
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	North Oaks Patent Agency	
Signature		
Printed name	Shawn B. Dempster	
Date	5 January 2006	Reg. No. 34,321

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Signature	
Typed or printed name	Lise D. Redlake
Date	5 January 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s):	J. Ronning & K. Wical		
Serial No.:	09/492,844	Examiner:	Yogesh C. Garg
Filed:	January 27, 2000	Group Art Unit:	3625
Docket:	D33-029-03-US	Customer No.	54,092
Title:	Apparatus and Method for Secure Downloading of Files		

SUPPLEMENTAL REPLY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir or Madam:

In the Office Action of June 29, 2005, the Examiner noted that the provisional application 60/110,952 (the '952 application) consisted of 30 pages, but no Appendix. The '952 application is one of the priority documents for the above-identified utility patent application. Upon review of the image file wrapper at the USPTO website and the provisional application copy in the Applicant's own files, a discrepancy has been discovered. In particular, the Applicant's file contains a 53 pages of provisional application filing materials with 23 pages from Appendix A, B, and C. In addition, the transmittal letter and return postcard (see attached) indicate that the U.S. Patent Office received a 46 page provisional patent application specification. Therefore, it appears that the USPTO image file wrapper is missing part of the original '952 provisional patent application as filed.

In response to the telephone interview with Examiner Yogesh C. Garg on January 3, 2006, and in accordance with 37 C.F.R. 1.251(a), Applicant provides herewith 1) a copy of the correspondence between the USPTO and Applicant, 2) a list of such correspondence, and 3) a statement that the copy is a complete and accurate copy of Applicant's record of application. The Applicant offers these materials to help reconstruct the USPTO file of the '952 application, if the missing pages cannot be located in the USPTO files.

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Please note that the Applicant is aware of additional correspondence between the USPTO and itself for the '952 application that occurred after the original provisional application filing which involved changes to power of attorney.

List of '952 Application Documents

	Document	Date Submitted	Pages
1	Provisional Application Filing Receipt	1/11/1999	1
2	Return postcard with date and application no.	12/04/1998	1
3	Copy of Express Mail Certificate	12/04/1998	1
4	Provisional Application Cover Sheet	12/04/1998	2
5	Check No. 775910 for Prov. Applic. Fee	12/04/1998	1
6	Provisional Patent Application - Specification	12/04/1998	13
7	Provisional Patent Application - Appendix A	12/04/1998	5
8	Provisional Patent Application - Appendix B	12/04/1998	10
9	Provisional Patent Application - Appendix C	12/04/1998	8
10	Provisional Patent Application - Claims	12/04/1998	9
11	Provisional Patent Application - Abstract	12/04/1998	1
12	Provisional Patent Application - Drawings	12/04/1998	4
	TOTAL		56

Applicant hereby states that the attached 56 page document is a complete and accurate copy of Applicant's record of provisional patent application 60/110,952 as filed.

Applicant respectfully requests that the USPTO record of provisional patent application 60/110,952 be corrected to show all 56 pages of the '952 application as filed.

Respectfully submitted,

DIGITAL RIVER, INC.

By agents:

NORTH OAKS PATENT AGENCY

45 Island Road

North Oaks, Minnesota 55127

(612) 850-1688

Date: 5 January 2006

By

Shawn B. Dempster

Shawn B. Dempster, Registration No. 34,321

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